

## DECISION ON APPLICANT REQUEST FOR RECONSIDERATION

Under section 60851 of title 2 of the California Code of Regulations, if the Bureau of State Audits or the Applicant Review Panel decides to exclude or remove an applicant from the pool of applicants being considered for selection to the Citizens Redistricting Commission, the applicant may, no later than 10 days after the date of the notification of exclusion or removal, request reconsideration of the decision if the decision was the result of an error relating to:

- Having a conflict of interest;
- Failing to satisfy the eligibility requirements for serving on the commission; or
- Failing to comply with the procedural requirements of the application process.

Name of the Applicant/Requestor: Robert. L. Hernandez.

Date of the notice of exclusion or removal: February 10, 2010.

Date the request for reconsideration was received: February 19 2010.

Description of the alleged error that caused the exclusion or removal: Applicant incorrectly answered Question 3 on the initial application regarding whether his voter affiliation has remained the same since November 18, 2005. Applicant also incorrectly answered Question 4 on the initial application regarding which of the last three statewide general elections he has voted in.

**Request for reconsideration is:** Granted.

Reason for granting or denying the request: Applicant affirmed and provided supporting documentation from the Monterey County Elections Department confirming that that he has not changed his voter affiliation in well over five years and has voted in every election since November 4, 2003. Applicant's voter affiliation therefore has remained the same since at least November 18, 2005 and has voted in at least two of the last three statewide general elections as is required for eligibility to serve as a member of the Citizens Redistricting Commission.

Applicant's current status: Included in the initial applicant pool.

Name and title of person making decision: Steven Benito Russo, Senior Staff Counsel.

Date of decision: March 12, 2010.